PTO/SB/64 (01-08)

Approved for use through 02/29/2008, OMB 0651-0031 ILS Patent and Trademark Office ILS DEPARTMENT OF COMMERCE Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number Docket Number (Optional) PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT P313641 ARANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b) First named inventor: Steven H. Rice Application No.: 09/814,581 Art Unit: 2837 Filed: March 21, 2001 Examiner: Hsieh, Shih Yung Title: Method and Apparatus for a Device to Create a Musical Noise Attention: Office of Petitions Mail Stop Petition Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450 FAX (571) 273-8300 NOTE: If information or assistance is needed in completing this form, please contact Petitions Information at (571) 272-3282. The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the office notice or action plus an extensions of time actually obtained. APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION NOTE: A grantable petition requires the following items: (1) Petition fee: (2) Reply and/or issue fee: (3) Terminal disclaimer with disclaimer fee - required for all utility and plant applications filed before June 8, 1995; and for all design applications; and (4) Statement that the entire delay was unintentional. 1.Petition fee ✓ Small entity-fee \$ 700.00 (37 CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27. Other than small entity - fee \$ (37 CFR 1.17(m)) 2. Reply and/or fee A. The reply and/or fee to the above-noted Office action in (identify type of reply): the form of corrected drawings has been filed previously on is enclosed herewith B. The issue fee and publication fee (if applicable) of \$ 940.00 has been paid previously on

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is enclosed herewith.

This collection of information is required by 37 CFR (137(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO it processes) an application. Condetentially is generated by 58 US C. 122 and 37 CFR (111 and 114. This collection is estimated to take 10 hour to complete, including garbering, preparing, and submitting the compileded application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or surgesteros for recourting this burden, should be sent to the information Office. U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box (145), Alexandria, V.A. 22313-1450. DO NOT SEND FEES OR COMPLETED FORMIST OTHAS ADDRESS. SEND TOT. Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, V.A. 22313-1450.

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	Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.		
A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ for a small entity or \$ for other than a small entity) disclaiming the required period of time is enclosed herewith (see			
PTO/SB/63).  4. STATEMENT: The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. [NOTE: The United States Patent and Trademark Office may require additional information if there is a question as to whether either the			
	ndonment or the delay in filing a petition unde sections (III)(C) and (D)).]	er 37 CFR 1.137(b) was unintentional (MPEP 711.03(c),	
WARNING:			
Petitioner/applicant is cautioned to avoid submitting personal information in documents filed in a patent application that may contribute to identity theft. Personal information such as social security numbers, bank account numbers, or criedit card authorization form PTO-2038 submitted for payment purposes) is never required by the USPTO to support a petition or an application. If this type of personal information is included in documents submitted to the USPTO, petitioner/applicant is advised that the record of a patent application is available to the public after publication of the application (unless a non-publication request in compliance with 37 CFR 1.213(a) is made in the application) or issuance of a patent. Furthermore, the record from an abandoned application may also be available to the public if the application is ferenced in a published application or an issued patent (see 37 CFR 1.14). Checks and credit card authorization forms PTO-2038 submitted for payment purposes are not retained in the application are not publicly available.			
	/Michael F. Hughes/	February 7, 2008	
	Signature	Date	
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	Michael F. Hughes	41,084	
	Typed or printed name	Registration Number, if applicable	
	4164 Meridian Street, Ste. 302	360-647-1296	
	Address	Telephone Number	
	Bellingham, WA 98225		
Address			
Enclosures: 🗸 Fee Payment			
<b>✓</b> Reply			
Terminal Disclaimer Form			
Additional sheets containing statements establishing unintentional delay			
✓ Other: Corrected drawings			
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I hereby certify that this correspondence is being:			
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